

## § 170.20

## 10 CFR Ch. I (1–1–04 Edition)

(2) Inspection fees will be assessed to recover the full cost for each specific inspection, including plant- or licensee-specific performance reviews and assessments, evaluations, and incident investigations. For inspections that result in the issuance of an inspection report, fees will be assessed for costs incurred up to approximately 30 days after the inspection report is issued. The costs for these inspections include preparation time, time on site, documentation time, and follow-up activities and any associated contractual service costs, but exclude the time involved in the processing and issuance of a notice of violation or civil penalty.

(3) The NRC intends to bill for resident inspectors' time and for specific inspections subject to full cost recovery on a quarterly basis. The fees are payable upon notification by the Commission.

(d) *Special project fees.* (1) Fees for special projects are based on the full cost of the review or contested hearing. Special projects include activities such as—

- (i) Topical reports;
- (ii) Financial assurance submittals that do not require a license amendment;
- (iii) Responses to Confirmatory Action Letters;
- (iv) Uranium recovery licensees' land-use survey reports;
- (v) 10 CFR 50.71 final safety analysis reports; and
- (vi) Contested hearings on licensing actions directly involving U.S. Government national security initiatives, as determined by the NRC.

(2) The NRC intends to bill each applicant or licensee at quarterly intervals until the review or contested hearing is completed. Each bill will identify the documents submitted for review or the specific contested hearing and the costs related to each. The fees are payable upon notification by the Commission.

(e) *Part 55 review fees.* Fees for Part 55 review services are based on NRC time spent in administering the examinations and tests and any related contractual costs. The fees assessed will

also include related activities such as preparing, reviewing, and grading of the examinations and tests. The NRC intends to bill the costs at quarterly intervals to the licensee employing the operators.

(f) *Method of payment.* All license fee payments are to be made payable to the U.S. Nuclear Regulatory Commission. The payments are to be made in U.S. funds by electronic funds transfer such as ACH (Automated Clearing House) using E.D.I. (Electronic Data Interchange), check, draft, money order, or credit card. Payment of invoices of \$5,000 or more should be paid via ACH through NRC's Lockbox Bank at the address indicated on the invoice. Credit card payments should be made up to the limit established by the credit card bank at the address indicated on the invoice. Specific written instructions for making electronic payments and credit card payments may be obtained by contacting the License Fee and Accounts Receivable Branch at 301-415-7554. In accordance with Department of the Treasury requirements, refunds will only be made upon receipt of information on the payee's financial institution and bank accounts.

[64 FR 31469, June 10, 1999, as amended at 65 FR 11204, Mar. 2, 2000; 65 FR 36959, June 12, 2000; 66 FR 32469, June 14, 2001; 67 FR 64037, Oct. 17, 2002]

### § 170.20 Average cost per professional staff-hour.

Fees for permits, licenses, amendments, renewals, special projects, part 55 re-qualification and replacement examinations and tests, other required reviews, approvals, and inspections under §§170.21 and 170.31 will be calculated using the following applicable professional staff-hour rates:

- (a) Reactor Program (§170.21 Activities): \$156 per hour
- (b) Nuclear Materials and Nuclear Waste Program (§170.31 Activities): \$158 per hour

[68 FR 36729, June 18, 2003]

## Nuclear Regulatory Commission

**\$ 170.21**

### SCHEDULE OF FEES

#### **§ 170.21 Schedule of fees for production and utilization facilities, review of standard referenced design approvals, special projects, inspections and import and export licenses.**

Applicants for construction permits, manufacturing licenses, operating licenses, import and export licenses, approvals of facility standard reference designs, re-qualification and replacement examinations for reactor operators, and special projects and holders of construction permits, licenses, and other approvals shall pay fees for the following categories of services:

#### SCHEDULE OF FACILITY FEES

[See footnotes at end of table]

Facility categories and type of fees	Fees <sup>1, 2</sup>
<b>A. Nuclear Power Reactors</b>	
Application for Construction Permit .....	\$125,000.
Early Site Permit, Construction Permit, Combined License, Operating License.	Full cost.
Amendment, Renewal, Dismantling-Decommissioning and Termination, Other Approvals.	Full cost.
Inspections <sup>3</sup> .....	Full cost.
<b>B. Standard Reference Design Review</b>	
Preliminary Design Approvals, Final Design Approvals, Certification.	Full cost.
Amendment, Renewal, Other Approvals .....	Full cost.
<b>C. Test Facility/Research Reactor/Critical Facility</b>	
Application for Construction Permit .....	\$5,000.
Construction Permit, Operating License .....	Full cost.
Amendment, Renewal, Dismantling-Decommissioning and Termination, Other Approvals.	Full cost.
Inspections <sup>3</sup> .....	Full cost.
<b>D. Manufacturing License</b>	
Application .....	\$125,000.
Preliminary Design Approval, Final Design Approval.	Full cost.
Amendment, Renewal, Other Approvals .....	Full cost.
Inspections <sup>3</sup> .....	Full cost.
<b>E. [Reserved]</b>	
<b>F. Advanced Reactors</b>	
Application for Construction Permit .....	\$125,000.
Early Site Permit, Construction Permit, Combined License, Operating License.	Full cost.
Amendment, Renewal, Other Approvals .....	Full cost.
Inspections <sup>3</sup> .....	Full cost.
<b>G. Other Production and Utilization Facility</b>	
Application for Construction Permit .....	\$125,000.
Construction Permit, Operating License .....	Full cost.
Amendment, Renewal, Other Approvals .....	Full cost.
Inspections <sup>3</sup> .....	Full cost.
<b>H. Production or Utilization Facility Permanently Closed Down</b>	
Inspections <sup>3</sup> .....	Full cost.

### SCHEDULE OF FACILITY FEES—Continued

[See footnotes at end of table]

Facility categories and type of fees	Fees <sup>1, 2</sup>
<b>I. Part 55 Reviews</b>	
Requalification and Replacement Examinations for Reactor Operators.	Full cost.
<b>J. Special projects:</b>	
Approvals and preapplication/licensing activities.	Full cost.
Inspections <sup>3</sup> .....	Full cost.
Contested hearings on licensing actions directly related to U.S. Government national security initiatives.	Full cost.
<b>K. Import and export licenses:</b>	
Licenses for the import and export only of production and utilization facilities or the export only of components for production and utilization facilities issued under 10 CFR Part 110:	
1. Application for import or export of reactors and other facilities and exports of components which must be reviewed by the Commissioners and the Executive Branch, for example, actions under 10 CFR 110.40(b). This category includes application for import of radioactive waste.	
Application-new license .....	\$10,300
Amendment .....	\$10,300
2. Application for export of reactor and other components requiring Executive Branch review only, for example, those actions under 10 CFR 110.41(a)(1)–(8). This category includes application for the export of radioactive waste.	
Application-new license .....	\$6,000
Amendment .....	\$6,000
3. Application for export of components requiring foreign government assurances only.	
Application-new license .....	\$1,900
Amendment .....	\$1,900
4. Application for export of facility components and equipment not requiring Commissioner review, Executive Branch review, or foreign government assurances.	
Application-new license .....	\$1,300
Amendment .....	\$1,300